

# TOWN OF DAVIE

## TOWN COUNCIL AGENDA REPORT

**TO:** Mayor and Councilmembers

**FROM/PHONE:** Mark Kutney, AICP, Development Services Director/ (954) 797-1101  
Prepared by: Philip Bachers, Planner I

**SUBJECT:** TU 7-2-05 / 05-561 / Luke's Place, 3558 S. University Dr., Davie, 33328

**AFFECTED DISTRICT:** District 2

**TITLE OF AGENDA ITEM:** After the Fact Temporary Use Permit for a special promotion at Luke's Place for July 31, 2005

**REPORT IN BRIEF:** Due to a missed agenda date, staff was unable to place this temporary use on the July 20, 2005 TC agenda. The applicant did retain off-duty Davie Police Department officers for the duration of the event and did satisfy all of the staff's concerns. The applicant (Luke's Place) is requesting an approval for a "special promotion: food, live entertainment, and a motorcycle show." Luke's Place is located in the "University Plaza," generally located on the east side of University Drive between S.W. 30<sup>th</sup> and S.W. 35<sup>th</sup> Streets. The proposed food service, live entertainment, and motorcycle show will take place along the southern side of the shopping center. Live entertainment will be staged on the open deck at the front of the restaurant. Automobile traffic to and from the event is via University Drive and S.W. 35<sup>th</sup> Street. For safety precautions, automobile traffic and the motorcycle show will be separated with traffic cones. In addition, the applicant is required by the Town of Davie Police Department to provide at least one (1) off-duty police officer to work for the duration of the motorcycle show. Vehicle parking for the show will be provided on the "University Plaza" existing center parking lot. The applicant has obtained approval, in writing from adjacent tenants and the owner of the "University Plaza" to use the shopping center's parking lot for the motorcycle show. A satisfactory site plan accurately depicting all details of the request has been reviewed by the Development Review Committee (DRC) and is attached.

**DURATION OF EVENT:** The duration of the request is Sunday, July 31, 2005 from 12:00 p.m. to 5:00 p.m.

Section 12-319 of the Land Development Code requires that three (3) criteria be met for temporary use permits:

- (1) Any nuisance or hazardous features involved is suitably separated from adjacent uses;
- (2) Excessive Vehicular traffic will not be generated on minor residential streets; and,
- (3) A vehicular parking problem will not be created.

Staff finds that Luke's Place "special promotion-motorcycle show" will be suitably separated from adjacent uses, there will be no excessive traffic generated on minor residential streets, and a vehicle-parking problem is not anticipated. In addition, the following conditions apply:

- (1) Any temporary use authorized by Town Council shall be approved and accepted as to all terms

**and conditions by the applicant in writing within ten (10) days of the date such temporary use is authorized.** The applicant shall file such authorization with the Development Services Department.

(2) A building permit must be secured prior to the event.

(3) All concerns and comments as identified by reviewing agencies on the building permit must be addressed prior to the issuance of a Building permit.

(4) Provide proper traffic control devices, such as barricades or cones, around the tents.

(5) The permit shall be valid only for the time specific on July 31 from 1:00 p.m. to 5:00 p.m.

(6) Provide a notarized letter stating off-duty police will be present for the duration of this show.

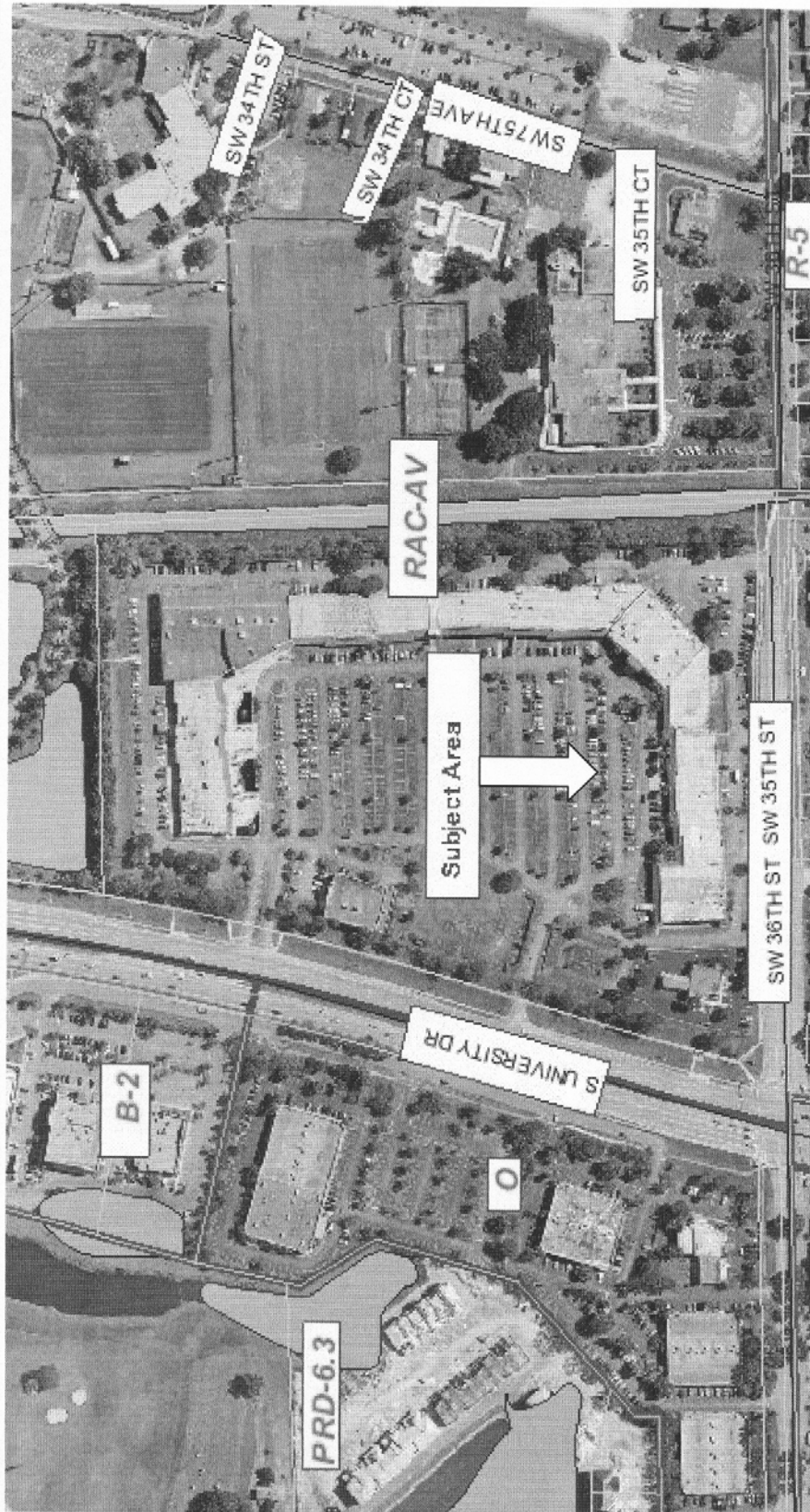
**PREVIOUS ACTIONS:** None

**CONCURRENCES:** The Development Review Committee has reviewed the application and has no objections to the request.

**FISCAL IMPACT:** None

**RECOMMENDATION(S):** The application is found sufficient, based upon the above, to enable Town Council to render a decision.

**Attachment(s):** Subject site map, Site plan.



Scale: N.T.S.

The Town of Davie  
Development Services  
Department  
Planning and Zoning  
Division



Temporary Use Application  
TU 7-2-05, Luke's Place  
Aerial, Zoning, Subject Site Map

Prepared By: P.B. Date: 7-13-05

Special promotion  
food, music,  
motorcycle show UNIV. DR.

3558 S. University Dr.  
TU 7-2-05  
July 31, 2005  
12PM - 5PM

\*note: traffic cones will be manned and five lane maintain

